Previous references.
170 – 09

1910
(Mengrai)

File No. 418–1
Serial Nos. land

Later references.
M.F. 636–11.

GENERAL AND REVENUE SECRETARIAT.

Serial Nos. land 2

Part B. for July 1911

SUBJECT.

Security amount deposited by the lessees of lands belong to Sri Vyasarajaswami Mutt

---

No. From the Mengrai Supdt
No 981 of 20.2.1911
Requests that the security amounts deposited by the lessees of the Mutt lands be permitted to be deposited in the Savings Bank &c –

G.R.S. 11] 1910.

GENERAL AND REVENUE SECRETARIAT.

(Murrai)

NOTES.

File No. 418-10

FILE HEADING.

Security amounts deposited by the lessees of the lands belonging to the Sri Nyasaraya Swami Math

From

The Murrai Superintendent

No. 981 Dated 20 2 /91 Received 20 · 2 · 1910

Diary No. 1425 | Enclos / | Spare Copies / | Serial No. /

BRIEF ABSTRACT OF LETTER.

Requests that the Security amounts deposited by the lessees of the Matt lands be permitted to be deposited in the Savings Bank or that some arrangements may be made for placing these amounts as a fixed deposit with Madras Bank or other similar institution

NOTES AND ORDERS.

In Govt Order No 2413-23 m7 54-92 d/d 30th May 1903 it was directed that the income from the Matt properties should be credited to Savings Bank

This an appeal was referred in 1908 Vide P.X.

A Letter No. 4966 d/d 25-4-1907 from Inspector-Genl

NOTES—First sheet

GPB—15,000—24-4-09

G.R.S. 12]
General and Revenue Secretariat.

1425
2

M File No. 418 of 1910-11

Serial No.

B

C

Comptroller, letter No 6685-Pd 4.5.1909 from Comptroller to Govt, Forests, and letter No 234 dt 6/7/1908 from Magistrate Sec: to Govt, Genl and other depts)

The income is now being credited to Municipal funds in favour of the contractors and fetches no interest.

The Magistrate Supdt Jails think the deposits of Municipal properties deserve Savings Bank rate of interest as the security cannot be they deposit and recommends that these amounts may be permitted to be deposited in the Savings Bank.

Forwarded unofficially to Comptroller for observation

By order

Asst to the Agt

20/2/1911 No 213

24.2.11

The procedure followed in the case of the Security deposits of Municipal Contractors may be adopted here also. The amount of the Security may be deposited in the Savings Bank by the lessee himself in his own name, and the Pass Book together with an undertaking that he will not claim the amount deposited till the fulfilment of the Contract, made over to the

R 248

VI.

Note—Contn. sheet.

G. R. S. 12]
General and Revenue Secretariat.

Mug File No. 418 of 190

Serial No.	
	Mungeri Supdt. the interest alone, as it accrues being paid to the depositor. A. Undersecretary to Govt. for Comptroller 24.2.11.
	Prepare draft as req^d S 1/3/1911
	Draft order subd. SG 3/3/11
	Draft order forwarded to Financial Branch for opinion Asst to Sec to Govt 4/3/1911
	See file ml 7/3/11 H Chris 736.
	Submitted SG 36 8/3/11
	ml 8/3/11 This is herein the named sum Earnest money tendered by a tenderer for the due performance of his Contract latter than a security deposit. While it is permissible to deposit the latter in the Savings Bank, the former Re. Earnest money shall not be deposited in Res deposits. No interest can therefore be allowed for
Qu. But is not the deposit of a permanent nature? ml 13/3	

NOTE—Contn sheet

GPB—55,000—27-4-09

G. R. S. 12]
General and Revenue Secretariat.

Mung File No. 418 of 190-

Serial No.

736

Can the cesses be deposited in the Savings Banks. The Municipal Contractors being allowed to deposit their money in Savings Banks, it is necessary respectfully to point out, in order on principle and cannot therefore be allowed.

Hdeey)

9.3.11

Everything depends on the nature of the deposit and the nature of the contract. Supposing the contract & the deposit are of a permanent nature what is the objection on principle to accept a Savings Bank pass book as a security?

13/3

No 2699
15-3-1911

Forwarded to the Municipal Deputy No. for favour of stating whether the cesses are permanent or only for a term of years or from year to year.

A.O.
Walk Secretary Headquarters
for Deputy

15.3.11

Contracts are not generally considered permanently, but though the period generally ranges from three to ten years

Chairman

15/3/11

15/3/11

Note—Contn sheet.

GPB—55,000—27-4-09

G. R. S. 12]
eneral and Revenue Secretariat.

1425 5

Mig File No. 418 of 1910

Serial No.

136

Submitted
M. 36
17/3
2-5
17/3/11

Now clear that the Contractors
not permanent tenants for a term of years.
The money deposited is not a deposit for
good behaviour when alone it can be considered
as security deposit Not paid in savings Bank
or invested in securities. The money
deposited by them is just similar to the
money deposited by Abkari Contractors
as taxes call earnest money tendered
for the proper performance of duty which
cannot be considered as security deposit.
If the lessees want to encash Government
they may lodge securities as security
for the due performance of this Contract
and the interest accrued thereon can be
paid to them under the rules for the payment
of interest on securities in Court. We
therefore submitted that these moneys cannot
be deposited in the Savings bank under any
rule Either after Savings Bank or any securities
& therefore stand as they under Res deposits.
Please)

1/
1884

These are practically the same as securities

NOTE—Contn. sheet.

GPB—50,000—12 8-10

for good behaviour & as the period of deposit is from 3 to 5 years Savings Banks deposit can be allowed. [illegible]

[illegible]

14449 5 [illegible]

Dept. Sub. to Dewan through Law Commissioner

Attachment [illegible]

[illegible] 24/3/11

24/3/11

119 Submitted to the Dewan.

[illegible]
27-3-11

Attachment [illegible]
28/3/1911

10875
1.4.11

The proposed draft is based on the Asst. Comptroller's note of 24th & Maps 2 & 3 of these notes. If the Pass Book is to stand in the name of the contractor how is [illegible] deposit if it has to be forfeited? I was under the impression that the Pass Book is always endorsed over & made payable to the [illegible]

[illegible]
[illegible]
Finance Branch for orders [illegible]
By order
Attachment
12/4/1911

K this 906

[illegible]
Note—Contn. sheet.

G.R.S. 12]
General and Revenue Secretariat.

Mu3 File No. 418 of 190

7

Serial No.

736

Submitted with G.7.94-0/d Deposit No. 760 (G.7.336-10)
N-86.
15/4/1911.
RMG
21/4/11

Under Rule 9 (Explanation) Security deposits in Savings Banks Money will be received from the party, and the account will be opened in the party's name but the party at the same time gives a letter to the Fy Officer undertaking not to make any claim for the principal sum so deposited Except with the written sanction of the Fy Officer who has accepted the Security and also not to object to the party & the bank to the Fy Officer upon his claiming it and not to make any claim for the interest after such officer shall have revoked the authority to him to receive it. The interests of Govt are therefore safeguarded by VII)

The draft order may be approved.

Sub-Dewan
12-

26/4/11

11324
26-6-11

Is the party the existence of such a letter noted on the facing sheet of the Pass Book?

Govt have a treasury system to be reminded Govt every time the Pass Book is brought in? Without such a reminder there is risk of the Govt losing

Such as for calculation & entry of interest, payment, addition to deposit &c

Please note below hereafter for appropriate proposition as to whether such a letter is consistent with that of

Safeguards to Govt

Note—Contn. sheet.

GPB—55,000—27 4.09

Sd/- G. Mayhew

G. R. S. 12]
General and Revenue Secretariat.

Mis. File No. 418 of 190.

14725

87
906
-36

Serial No.

To Br II (7c) for note on the points indicated.

10/5/11

Submitted
11-36
12/5
12/5/11

(1) The letters "S.D." standing for Security deposit is entered on the pass book facing sheet as also in the ledger maintained in the Treasury. That the fact of the deposit being a security deposit is always present before the DO and the interest is paid to the party, unless he produces a letter from the Govt Officer who has accepted the security, authorising him to receive interest. The rules having been framed in accordance with the provisions of the Act, there appears to be no conflict. It may also be noted that the same procedure is followed in the case of the Postal Savings Banks. [During my terms of inspection as DM & Dy Asstt Supdt I always found that the pass books of the security deposits of the members of the Establishment were always kept in the Office and not delivered over to the party.]

Forwarded to the Govt Advocate U.O. for favor of opinion as to whether a letter of authority as noted on page 7 of these notes is in consistent with the Act.

by order
Dy Accts Officer

U.O. No. 14
15. 5. 11

VII 20/5
U.O. 47.

13.5.11

The Government Savings Banks are formed and worked on certain principles laid down and certain -

NOTE—Contn. sheet.

GPB—55,000—27 4.09

Serial No.

rules framed by Government. Rule 9 regulates the terms and conditions under which security deposits are received. The depositor's letter authorising the Treasury Officer to withhold the return of the principal of the sum deposited till the Government Officer with whom the security is lodged sanctions the return in writing &c amounts to a special contract binding on the depositor and his heirs.

The Savings Bank Act V of 187? is a later enactment intended to afford protection to Government officers in returning the deposits to the heirs of deceased depositors and to the guardians of minors and lunatics &c.

The letter of authority referred to in Rule 9 is not inconsistent with either the said principles or the Savings Bank Act 187. .

19. 5 1911

S Narayana Rao
Government Advocate.

Subd to Dewan
P.C.

.82
20/5/11

11815
24. 5. 11

Seen - Thanks - ~~Draft approved~~
Letter required

Secretary to the Board of Revenue
Commissioner
8/
1/VI/11

Note—Contn. sheet.

G.P.S.—55,000—27-4-09

G. R. S. 12]
General and Revenue Secretariat.

Inter. File No. 418 of 1910

1425 Co

Serial No.

2

Co

The Mur. Supdt and the Comptr.

No. 145-6 dt 13.7.1911.

Directs that the amounts of Securities may be deposited in the Savings Bank by lessees themselves and that they may make over to the Mur. Supdt the Books with an understanding that they will not claim the amts deposited till the fulfilment of the Contract

Submitted to the Second Councillor for perusal- 36 - Ahmadnagar

SG 17.11

18/7/1911

1824

Hm

19/7/11

Read

21/7/1911

B 21/7

NOTE—Contn. sheet.

GPB—50,000—12 8-10

No. 981 enclone. D. 1425 m7418-10-1

Office of the Muzrai Superintendent in Mysore,

Dated, Bangalore 20th February 1911.

From,

The Muzrai Superintendent in Mysore,

Bangalore.

To,

Off:

The Secretary to Government,

General and Revenue Departments,

Bangalore.

Sir,

I have the honor to submit herewith a statement received from the Government Agent of the Sri Vyasarayaswami Matt showing the security deposits received from the lessees of the lands belonging to the Matt. The lessees could not be persuaded to pay the deposit amounts without interest and with some difficulty they have been induced to accept the Mysore Savings Bank rate of interest. The Government Agent has latterly submitted a bill for the interest ~~cla~~ claimed by one of the lessees on his security deposit.

2. In the Government order No. 2413-23/M.F.57-92 dated 30th May 1903, directing the assumption of the management of the Matt lands, it was said that the income should be deposited in the Savings Bank, and this was followed till 14th April 1908. Later on in accordance with Government order No. Fl.749/Gl.Fl.409-06 dated 19th August 1908, this arrangement was discontinued.

3. If I am not mistaken, Taluk Shiristedars are permitted to deposit their security amounts in the Savings Bank. Excise and other contractors were also formerly permitted to deposit their security amounts in the Savings Bank.

4. I have the honor to request that the security amounts deposited by the lessees of the Matt lands may be permitted to be deposited in the Savings Bank or if this should not be possible ~~tha~~ that some arrangement may be made for placing these amounts as a

fixed deposit with the Madras Bank or any other similar institution.

I have the honor to be,

Sir,

Your most obedient servant,

Muzrai Superintendent.

3

G.R.S. 28.]

File No. 41 x - 6

Serial No.

Diary No. of letter replied to

Proceedings of the Government of His Highness the Maharaja of Mysore.

GENERAL AND REVENUE SECRETARIAT.

( )

, the 19

Date of issue

Signed by

READ—

Letter No. 981 dated the 20th February 1911 from the Munsif Superintendent in Mysore reporting that the lessees of the properties belonging to the Sri Vyasaraya Swamy Matt Who have deposited Sums of Money as Security ~~for~~ for the regular payment of rent pray for interest on these Sums at the Mysore Government Savings Bank Rate of interest and Recommending that ~~these~~ those Sums may be permitted to be deposited in the Mysore

over

ORDER THEREON. ~~No.~~

SUBJECT.

4

Government Savings Bank.

Order thereon No. 145

Date 14.8.-

The Comptroller to Govt who was Consulted in the matter is of opinion that the procedure followed in the Case of the Security deposits of Municipal Contractors may be adopted in these Cases also, that the amounts of Security may be deposited in the Savings Bank by the lessees themselves in their own name, that they may make over to the Municipal Superintendent the Pass Books together with an undertaking that they will not claim the amounts deposited till the fulfilment of the Contract and that the interest it accrues, be paid to the

are cleared

e

5

G.R.S. 27]

GENERAL AND REVENUE SECRETARIAT.

(*Continuation Sheet draft form.*)

be followed.

Dft. 6/3/1911

For offg: Secy to Govt

To.

The Museum Superintendent in Mysore.

..Communication to Govt

MGCPB—30,000—5-1-07

1911-12

GOVERNMENT OF HIS HIGHNESS
THE MAHARAJA OF MYSORE

MUZRAI

PROCEEDINGS

Dated 13th July 1911

No. 145-6
Muz. 481-10-2

Directing that the amount of security be deposited in the Mysore Government Savings Bank by the lessees of the properties belonging to the Sri Vyasarayaswami Matt in their own name, the pass books thereof being kept with the Muzrai Superintendent till the fulfilment of the contract.

GPB—3-8-11—200

Proceedings of the Government of His Highness the Maharaja of Mysore, Muzrai, dated 13th July 1911.

READ—

Letter No. 981, dated the 20th February 1911, from the Muzrai Superintendent in Mysore, reporting that the lessees of the properties belonging to Sri Vyasarayaswami Matt who have deposited sums of money as security for the regular payment of rent pray for interest on those sums at the Mysore Savings Bank rate of interest, and recommending that these sums may be permitted to be deposited in the Mysore Government Savings Bank.

No. 145-6—MUZ. ~~481~~ 418-10-2, DATED BANGALORE, 13TH JULY 1911.

ORDER THEREON.—The Comptroller to Government, who was consulted in the matter, is of opinion that the procedure followed in the case of the security deposits of Municipal contractors may be adopted in these cases also, that the amounts of security may be deposited in the Savings Bank by the lessees themselves in their own name, that theymay make over to the Muzrai Superintendent the pass books together with an undertaking that they will not claim the amounts deposited till the fulfilment of the contract, and that the interest may, as it accrues, be paid to the lessees.

2. Government are pleased to direct that the course proposed by the Comptroller be followed.

Draft 5/8/1911

for Offg. Secy. to Govt., Gen. & Rev. Depts.

To—The Muzrai Superintendent in Mysore
The Comptroller, Mysore Government

Exd.—C. V.

8

1911-12

GOVERNMENT OF HIS HIGHNESS
THE MAHARAJA OF MYSORE

MUZRAI

PROCEEDINGS

Dated 13th July 1911

No. 145-6
Muz. 481-10-2

Directing that the amount of security be deposited in the Mysore Government Savings Bank by the lessees of the properties belonging to the Sri Vyasarayaswami Matt in their own name, the pass books thereof being kept with the Muzrai Superintendent till the fulfilment of the contract

GPB—3 6 11—200

Proceedings of the Government of His Highness the Maharaja of Mysore, Muzrai, dated 13th July 1911.

READ—

Letter No. 981, dated the 20th February 1911, from the Muzrai Superintendent in Mysore, reporting that the lessees of the properties belonging to Sri Vyasarayaswami Matt who have deposited sums of money as security for the regular payment of rent pray for interest on those sums at the Mysore Savings Bank rate of interest and recommending that these sums may be permitted to be deposited in the Mysore Government Savings Bank.

No. 145-6—Muz. 481-10-2, dated Bangalore, 13th July 1911.

ORDER THEREON.—The Comptroller to Government, who was consulted in the matter, is of opinion that the procedure followed in the case of the security deposits of Municipal contractors may be adopted in these cases also, that the amounts of security may be disposed in the Savings Bank by the lessees themselves in their own name, that they may make over to the Muzrai Superintendent the pass books together with an undertaking that they will not claim the amounts deposited till the fulfilment of the contract, and that the interest may, as it accrues, be paid to the lessees.

2. Government are pleased to direct that the course proposed by the Comptroller be followed.

C. S. BALASUNDARAM IYER,
Offg. Secy. to Govt., Gen. & Rev. Depts.

To—The Muzrai Superintendent in Mysore
The Comptroller, Mysore Government

Exd.—C. V.